

**AMENDMENTS TO CLAIMS:**

This listing of claims replaces all prior versions and listings of claims in the application:

1. (Previously Presented) A device for a medical diagnostic or therapeutic purpose, said device including:  
laser generating means for generating a laser beam, said laser generating means having an apparent source size;  
5 homogenising means for modifying said laser beam;  
wherein said modifying adjusts the apparent source size of said laser beam; and  
wherein a laser safety classification of the laser is modified as a function of the apparent source size.
2. (Original) A device as claimed in claim 1, wherein said homogenising means further modifies a spot size of said laser beam.
3. (Previously Presented) A device as claimed in claim 1, wherein said apparent source size of said laser beam is greater than that required as a minimum condition for classification of said device as a Class II laser.
4. (Previously Presented) A device as claimed in claim 1, wherein said laser generating means includes a laser diode.
5. (Previously Presented) A device as claimed in claim 1, wherein said homogenizing means includes an optical homogeniser.
6. (Original) A device as claimed in claim 5, wherein said optical homogeniser includes a microlens array.
7. (Original) A device as claimed in claim 5, wherein said optical homogeniser includes a holographic diffuser.

8. (Previously Presented) A device as claimed in claim 1, where said medical diagnostic or therapeutic purpose is the treatment of conditions ameliorated by photochemical low level laser therapy.

9. (Previously Presented) A device as claimed in claim 1 wherein said medical diagnostic or therapeutic process is the treatment of lymphodema.

10. (Previously Presented) A device as claimed in claim 1 further including a positioning means for positioning said device at a predetermined distance and orientation from a surface according to a requirement of said medical purpose.

11. (Original) A device as claimed in claim 10, wherein said positioning means includes a frame, said frame adjustably attached to said device and when in use for a medical diagnostic or therapeutic purpose providing an abutment surface relative to said treatment area.

12. (Canceled)

13. (Previously Presented) A device as claimed in claim 1, wherein: said modifying increases the apparent source size of said laser beam; and the laser safety classification of the laser is reduced as a function of the increased apparent source size.

14. (Previously Presented) A device for a medical diagnostic or therapeutic purpose, said device including:

a laser generator generating a laser beam having an apparent source size; and  
a diffuser for adjusting the apparent source size of said laser beam, a laser safety  
5 classification of the laser being adjusted as a function of the apparent source size.

15. (Previously Presented) A device as claimed in claim 14 wherein said diffuser is an homogeniser.

16. (Previously Presented) A device as claimed in claim 15 wherein:  
said homogeniser increases the apparent source size of said laser beam; and  
the laser safety classification of the laser is reduced as a function of the  
increased apparent source size:

17. (Currently Amended) A device as claimed in claim 14 wherein the  
diffuser adjusts the apparent source size to about 6 mm<sup>2</sup> ~~size to 6 mm<sup>2</sup>~~:

18.-20. (Canceled)